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OFFICE OF PETITIONS

In re Application of
SIM
Application No.: 09/681,665
Filed: May 17, 2001
Attorney Docket No.: 72100.91 1D1

DECISION ON PETITION

UNDER 37 CFR 1.137(b)

This is a decision on the petition under 37 CFR 1.137(b), filed December 14, 2005 to revive the above-entitled application.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to file a proper reply in a timely manner to the non-final Office action mailed November 02, 2004, which set a shortened statutory period for reply of three (3) months. While a reply was filed on November 25, 2005, that reply was not timely. No extensions of time were filed and a Notice of Appeal was not filed. Accordingly, by operation of law, the above-identified application became abandoned on February 03, 2005.

The present petition satisfies the conditions for revival pursuant to the provisions of 37 CFR 1.137(b) in that (1) the reply in the form of a response to the Office action mailed November 02, 2004; (2) the petition fee; and (3) the required statement of unintentional delay have been received. Accordingly, the reply to the Office action of November 02, 2004 is accepted as having been unintentionally delayed.

The file does not indicate a change of address has been submitted, although the address given on the petition differs from the address of record. If appropriate, a change of address should be filed in accordance with MPEP 601.03. A courtesy copy of this decision is being mailed to the address given on the petition; however, the Office will mail all future correspondence solely to the address of record.

The application file is being referred to Technology Center AU 2667.

Application No.: 09/681,665

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Telephone inquiries concerning this decision should be directed to the undersigned.

A handwritten signature in black ink, appearing to read "Derek A. Putonen". The signature is fluid and cursive, with the first letters of the first and last names being capitalized and prominent.

Derek A. Putonen
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cc:

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